

TRANSMITTAL OF APPEAL BRIEF (Small Entity)

Docket No.
GRIJ-0002-US 3764

In Re Application of: Beth N. Grijalva

Serial No.
09/594,445

Filing Date
June 15, 2000

Examiner
L. Hamilton

Group Art Unit
3764

Invention: EYE PATCH

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Transmitted herewith in triplicate is the Appeal Brief in this application, with respect to the Notice of Appeal filed on:
October 30, 2001

Applicant is a small entity under 37 CFR 1.9 and 1.27.

A verified statement of small entity status under 37 CFR 1.27:

- ☐ is enclosed.
- ☒ has already been filed in this application.

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Signature

Fred G. Pruner, Jr., Reg. No. 40,779
Trop, Pruner & Hu, P.C.
8554 Katy Freeway, Suite 100
Houston, Texas 77024
(713) 468-8880 [Phone]
(713) 468-8883 [Fax]



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Debra Cutrona

Typed or Printed Name of Person Mailing Correspondence



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Beth N. Grijalva

Serial No.: 09/594,445

Filed: June 15, 2000

For: Eye Patch

§ Group Art Unit: 3764

§ Examiner: L. Hamilton

§ Atty. Dkt. No.: GRIJ-0002-US

§

Board of Patent Appeals & Interferences
Commissioner for Patents
Washington, DC 20231

APPEAL BRIEF

Dear Sir:

Applicant hereby appeals from the Final Rejection dated July 30, 2001.

I. REAL PARTY IN INTEREST

The real party in interest is the inventor, Beth N. Grijalva.

II. RELATED APPEALS AND INTERFERENCES

There are no related appeals or interferences.

III. STATUS OF THE CLAIMS

The application was filed with original claims 1-38. Claims 29-45 have been added during prosecution of the application. The Examiner objects to claim 7, 21 and 45 as being dependent upon rejected base claims but allowable if rewritten in independent form. Claims 1-6, 8-20 and 22-44 have been finally rejected and are the subject of this appeal.

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Debra Cutrona
Debra Cutrona

IV. STATUS OF AMENDMENTS

There are no unentered amendments.

V. SUMMARY OF THE INVENTION

Referring to Figs. 1 and 2, an embodiment 10 of an assembly in accordance with the invention includes a flexible eye patch 20 that is fastened to the front of a pair of eyeglasses 50 for purposes of blocking both the frontal and peripheral vision of an eye of a wearer of the eyeglasses 50. The blockage of the eye's vision may be used for purposes of strengthening the other eye, for example, to adjust the relative strengths of the wearer's eyes. Specification, p. 3.

More specifically, in some embodiments of the invention, the eye patch 20 includes a substantially opaque and elongated flexible body 21 that is attached to eyeglass frames 59 of the eyeglasses 50 by at least two fasteners 22 (Fig. 2), and 32 (Fig. 1). The body 21 may be made from one or more layers of fabric that are singularly or collectively substantially opaque. The fabric may be, as examples, cloth or foam. When the body 21 is formed from multiple layers, these multiple layers may be laminated together by a fusible web or an adhesive, as just a few examples. Specification, p. 3.

The fastener 22 (see Fig. 2), attaches one end of the body 21 to a side arm 56 (a left side arm 56a, for example), of the frames 59 approximately near the temple of the wearer, and the other fastener 32 attaches the other end of the body 21 to a bridge 54 of the frames 59. In this manner, when the eye patch 20 is fastened to the front of frames 59, the body 21 extends over a lens socket 52 (a left lens socket 52a, for example), of the frames 59 and extends around the side of the frames 59 to block both frontal and peripheral vision through the lens socket 52. Specification, p. 3.

As depicted in Figs. 1 and 2, the eye patch 20 extends around the left lens socket 52a (where the left/right orientation is with respect to the wearer of the eyeglasses 50). However, the eye patch 20 may alternatively extend over the right lens socket 52b, in other embodiments of the invention. In addition to the fasteners 22 and 32, the eye patch 20 may include additional fasteners, such as a fastener 34 (Fig. 2) to provide an attachment point closer to the left lens socket 52a than the attachment point that is provided by the fastener 22. Specification, p. 3.

In the context of this application, the front of the eyeglasses 50 refers to the side (of the eyeglasses 50) that receives incident light from viewed objects when the pair of eyeglasses 50 is being worn. The rear of the eyeglasses 50 refers to the other side (of the eyeglasses 50) that is in close proximity to the face of the wearer. Although the pair eyeglasses 50 in the figures is depicted as including lens 30 that are inserted into the lens sockets 52a and 52b, one or both lens 30 may not be present in some embodiments of the invention. Specification, pp. 3-4.

The above-described arrangement may offer one or more of the following advantages. The eye patch 20 connects to the bridge 54, a feature common to all eyeglasses. In contrast, eye patches that connect to the inside of the frame via the nose pad may not be used in cases where nose pads are not present on the frames, such as plastic frames that are worn by many children, for example. Also, newer frames may have nose pads that are either molded into the frame or made in a continuous piece that does not permit attachment of the eye patch to the nose pad. Attachment of the patch to the bridge provides less risk of damaging the frames 59 when attaching or removing the eye patch 20. In this manner, many nose pads are attached using a wire that is soldered to or otherwise made a part of the frame itself, and the nose pads are not intended to bear stresses significantly greater than the weight of the eyeglasses resting on the wearer's nose. An individual, especially a child, could easily snap off a nose pad of this type in

repeated applications and removals, thereby requiring replacement of the frames. Specification, p. 4.

Connecting the eye patch 20 to the bridge 54 and fitting the eye patch over the lens socket 52 rather than around the lens socket 52 permits the eye patch 20 to fit a wide variety of sizes and shapes of lenses. Furthermore, fitting the eye patch 20 on the outside of the lens 30 rather than inside or inside and outside of the lens socket 52 provides a greater degree of comfort, making it more likely the wearer (especially when a child is the wearer), will find it easier to adapt to wearing the eye patch 20 and actually use it. Specification, p. 4.

Attaching the eye patch 20 to the front of the frames 59 also gives better air circulation, less dampness and less potential irritation or infection of the skin or eye by the eye patch 20, moisture, dirt or by any detergents or cleaners used to launder the eye patch 20. Additionally, connecting the eye patch 20 to the front of the frames 59 means that the eye lashes and eye are not irritated by contact or rubbing. Specification, p. 4.

The absence of an adhesive to attach the eye patch 20 directly to the face of the wearer prevents irritation of the skin and eyebrow from daily or more frequent application and removal, both from pulling and from sensitivities or allergies to the adhesive. Specification, p. 4.

Because the eye patch 20 is attached to the front of the frames 59, the fabric of the body 21 may incorporate decorative designs and fabrics that are appealing to children and adults. In addition to keeping the eye patch 20 from rubbing or irritating the eye, attachment at the bridge 54 near the temple corner gives a greater stability in the fit that is especially important for active children. The eye patch 20 may be adapted (as described below) to form a universal patch that may be used on either the left or right eye. Durable materials may be used to form all parts of

the eye patch 20, thereby allowing some form of cleaning and disinfecting of the eye patch 20 for repeated wearing. Specification, pp. 4-5.

Other and different advantages than those that are stated above are possible in the various embodiments of the invention. Specification, p. 5.

Fig. 3 depicts a rear view of the eyeglasses 50. As shown, the fastener 32 includes a fabric loop 33 (a loop that is formed from a material that is sewn to the body 21, for example), that extends around the bridge 54 to secure the eye patch 20 to the front of the frames 59. The free end of the loop 33 is connected via a snap connector 35 to the body 21 to form a releasable connection that permits the fastener 32 to be attached to and removed from the bridge 54. Referring also to Figs. 4 and 5, one end of the loop 33 is secured (sewn to, for example), to the body 21. The free end of the loop 33 includes one part 43 of the snap connector 35, with another mating part 44 of the snap connector 35 being secured to the body 21. The part 44 that is secured to the body 21 is positioned to allow sufficient slack in the loop 33 to permit the loop 33 to extend around the bridge 54 of the frames 59. Specification, p. 5.

The fasteners 22 and 34 form loops around the side arm 56. In some embodiments of the invention, the fastener 22 includes a fabric loop 40 that has one end that is secured to the end of the body 21 opposite from the end of the body 21 that is attached to the fastener 32. The other free end of the loop 40 includes one part 46 of a snap connector 41 (see also Fig. 2), with another mating part 45 of the snap connector 41 being secured to the fabric body 21. The part 45 of the snap connector 41 is positioned to allow sufficient slack in the loop 40 to permit the loop 40 to extend around the left side arm 56a and to properly position the eye patch 20 on the frames 59. Specification, p. 5.

The fastener 34, in some embodiments of the invention, is positioned approximately midway between the fasteners 22 and 32 on the body 20 to form an attachment point to the left side arm 56a near the left lens socket 52a. The fastener 34 includes a fabric loop 38 that has both of its ends attached together to the body 21. Therefore, the fastener 34 is essentially a permanent loop through which the left side arm 56a slides when the eye patch 20 is mounted on the frames 59. In some embodiments of the invention, the fabric loop 38 may be formed from an elastic material. Specification, pp. 5-6.

The fasteners 22, 32 and 34 are positioned on the body 21 to properly position the body 21 over the left lens socket 52a (see Fig. 1) and around the side of the frames 59 (see Fig. 2). For the example of the eye patch 20 that is depicted in Fig. 5, the fastener 22 is slightly higher than the fastener 32 to accommodate mounting the eye patch 20 over the left lens socket 52a. Specification, p. 6.

Referring to Fig. 4, in some embodiments of the invention, the eye patch 20 may be generally cup-shaped for purposes of providing a contoured fit around the frames 59. The contoured shaped may be due to one or more darts 23 (one dart 23 is depicted in Fig. 5) that are formed in the body 21 near the lower part of the body 21. The term “dart” generally refers to feature that is created by a sewing technique in which a wedge-shaped piece of the body 21 is removed, and afterwards, the fabric that surrounds the region where the piece is removed is sewn together in a seam to impart the cup-shaped form to the body 21. Specification, p. 6.

Other embodiments are within the scope of the following claims. For example, Figs 6 (a top view) and 7 (rear view) depict a left eye patch 100 that may be used in place of the eye patch 20. The eye patch 100 has similar features to the eye patch 20, with the differences being pointed out below. In particular, for the eye patch 100, the fastener 22 (of the eye patch 20) is

replaced by a fastener 110. The fastener 110 includes a fabric loop 111 that is attached (sewn to, for example) at its two ends to a body 101 of the eye patch 100. In this manner, the left side arm 56a of the frames 59 slides through the loop 111 to attach one end of the body 101 to the frames 59. Another difference between the two eye patches 20 and 100 is the presence of two darts 114 and 116 (as compared to the one dart 23 that is depicted for the eye patch 20) at the top and bottom of the eye patch 100 to increase the contoured fit of the eye patch 100 with the frames 59. Specification, p. 6.

As another example, Fig. 8 depicts a right eye patch 150 that includes a fastener 157 for attaching one end of a flexible body 151 (of the eye patch 150) to the right arm 56b of the frames 59. Unlike the fasteners that are described above, the fastener 157 does not include a fabric loop that is formed from a piece of material that is separate from the body 151. Instead, the fastener 157 is formed from two parallel slits 158 that are formed in the body 151. In this manner, the right side arm 56b may be threaded through the slits 158 so that the fabric (of the body 151) that bridges the slits 158 holds the body 151 to the frames 59. A fastener 152 attaches the body 151 to the bridge 54. The fastener 152 may also be formed from the fabric that forms the body 151. In this manner, the body 151 has an extension 155 that forms a loop for extending around the bridge 54 to secure the other end of the body 151 to the frames 59. The far end of the extension 155 has a snap connector part 154 that mates with a complementary snap connector part 156 that is secured to the body 151 to form a releasable snap connector for attaching the eye patch 150 to the bridge 54. Specification, pp. 6-7.

Referring to Fig. 9, in another embodiment of the invention, a left eye patch 200 includes a fastener 211 that is formed from slits 210 in a fabric body 201 (of the eye patch 200) for attaching the left side arm 56a of the frames 59 to one end of the body 201 similar to the fastener

157 that is formed from the slits 158, described above. The eye patch 200 also includes a fastener 202 for attaching the other end of the body 201 to the bridge 54. Unlike the fasteners that are described above, the fastener 202 includes an extension 206 with an arrowhead 208 formed at the tip of the extension 206. The arrowhead 208 may be inserted into a slot 204 (of the fastener 202) that is formed in the body 201. In this manner, when the arrowhead 208 is inserted into the slot 204, the extension 206 loops around the bridge 54, and the prongs of the arrowhead 208 extend beyond the front surface of the body 201 to releasably secure the arrowhead 208 to the body 201. Specification, p. 7.

In yet another embodiment of the invention, Fig. 10 depicts a left eye patch 230 that includes a fastener 233 similar in design to the fastener 152 (see Fig. 8). In this manner, the fastener 233 includes an extension 236 from one end of a flexible body 231 (of the eye patch 230) to extend around the bridge 54. The free end of the fastener 233 includes a snap connector part 238 that mates with another snap connector part 234 that is attached to the body 231 to form a snap connection. The eye patch 230 also includes a connector 237 that is formed from two parallel slits 235 that receive the left side arm 56a that is threaded therethrough to attach the eye patch 230 to the left arm 56. It is noted that the slits 235 of the fastener 237 may be located farther apart than the slits 210 of the fastener 233. Specification, p. 7.

The eye patches depicted above are for use with either the left or right eye. However, universal eye patches are within the scope of the claims. For example, Fig. 11 depicts a universal eye patch 240 that may be used to block frontal and peripheral vision of either the left or right eye. In this manner, the eye patch 240 includes a fastener 244 for attaching the eye patch 240 to the bridge 54. This fastener 244 includes an extension 245 (of a body 241 of the eye patch 240) that extends from one end of the body 241 around the bridge 54. One end of the

extension 245 includes a part 246 that mates with another part 248 that is attached to the body 241 to form a snap connection. Unlike similar fasteners that are described above, the fastener 244 may be used to attach the eye patch 240 to the bridge 54 regardless of whether the eye patch 240 covers the right or left eye. To accomplish this, the attached snap connector part 248 is located near the vertical midway point of the body 241 to permit its use regardless of the orientation of the eye patch 240. Specification, pp. 7-8.

The eye patch 240 includes two fasteners 249 and 251 to attach the eye patch 240 to the arm 56. More specifically, the fastener 249 is for the right eye configuration and includes two parallel slits 242 that are located near the top of the body 241 for the right eye configuration (depicted in Fig. 11) for purposes of attaching the eye patch 240 to the right side arm 56b. In this right eye configuration, two parallel slits 243 of the fastener 251 are formed in the body 241 near the bottom of the body 241. However, the fastener 251 is used for the left eye configuration. Therefore, when the eye patch 240 is flipped over to place the eye patch 240 in the left eye configuration, the slits 243 are located near the top of the body 241 in the proper position to attach the eye patch 240 to the left side arm 56a. Specification, p. 8.

VI. ISSUES

- A. **Can claims 1-6, 8-20 and 22-44 be rendered obvious when the Examiner has failed to establish *prima facie* case of obviousness?**
- B. **Can claims 1-6, 8-20 and 22-44 be rendered obvious when one of the references teaches away from the combination of references?**

VII. GROUPING OF THE CLAIMS

Claims 1-6, 8-20 and 22-44 can be grouped together.

VIII. ARGUMENT

All claims should be allowed over the cited references for the reasons set forth below.

A. Can claims 1-6, 8-20 and 22-44 be rendered obvious when the Examiner has failed to establish *prima facie* case of obviousness?

The eye patch of claim 1 includes a flexible body to be positioned on a front of eyeglass frames to substantially block both frontal and peripheral vision of an eye. The assembly of claim 16 includes a flexible body to be positioned on a front of eyeglass frames to substantially block both frontal and peripheral vision of an eye. The eye patch of claim 30 includes a flexible body to be fastened to at least partially cover a front of eyeglass frames to substantially block both frontal and peripheral vision of an eye. The assembly of claim 34 includes an eye patch that includes a flexible body to be fastened to at least partially cover a front of eyeglass frames to substantially block both frontal and peripheral vision of an eye. The eye patch of claim 39 includes a flexible body to be positioned on a front of eyeglass frames to substantially block both frontal and peripheral vision of an eye.

Thus, depending on the particular claim, the flexible body is either positioned on the front of the frame or fastened to the front of the frame, and the flexible body is positioned or fastened to substantially block both frontal and peripheral vision of an eye. As stated in the specification, “the front of the eyeglasses 50 refers to the side (of the eyeglasses 50) that receives incident light from viewed objects when the pair of eyeglasses 50 is being worn.” Specification, ll. 28-30, p. 3.

The Examiner relies on two references in rejecting claims 1-6, 8-20 and 22-44 under 35 U.S.C. § 103(a): Oviatt (U.S. Patent No. 5,927,279) and Grindle (U.S. Patent No. 4,582,401). Oviatt discloses an eye patch that is positioned between a pair of eyeglass frames and the eye of the wearer of the eyeglass frames. Thus, Oviatt does not teach or suggest a flexible body that is either positioned on the front of eyeglass frames or attached to the front of eyeglass frames. To

supply these missing limitations, the Examiner relies on Grindle. Grindle teaches a visual field lens occluder for eyeglasses. In this manner, Grindle teaches a pocket-like enclosure for placement over a particular lens of a pair of eyeglasses. This enclosure blocks frontal but not peripheral vision.

In rejecting the claims under § 103, the Examiner fails to provide support for a suggestion or motivation for the § 103 combination. In this manner, to establish a *prima facie* case of obviousness, “there must be some suggestion or motivation, either in the references themselves or the knowledge generally available to one of ordinary skill in the art, to modify the reference or to combine reference teachings.” M.P.E.P. § 2143. This requirement has not been met, as the Examiner fails to cite language from any of the cited references to support a suggestion or motivation to combine Oviatt with Grindle. To contend that such a suggestion or motivation exists in the general level of skill in the art would be improper, as “rarely, however, will the skill in the art component operate to supply missing knowledge or prior art to reach an obviousness judgment.” *Al-Site Corp. v. VSI Int’l, Inc.*, 50 USPQ2d 1161, 1171 (Fed. Cir. 1999).

Thus, the § 103 rejections of claim 1-6, 8-20 and 22-44 are improper and should be reversed.

B. Can claims 1-6, 8-20 and 22-44 be rendered obvious when one of the references teaches away from the cited combination of references?

A *prima facie* case of obviousness has not been established for the additional reason that Grindle teaches away from the combination of references set forth by the Examiner. In this manner, the visual field and lens occluder of Grindle blocks only frontal and not peripheral vision. To this effect, Grindle states that this arrangement “permits light and air to enter around the sides maintaining a healthful environment for the young child’s eye.” Grindle, 5:14-18.

Thus, Grindle teaches away from its combination with a reference, such as Oviatt, that teaches an eye patch that extends around the side of the eyeglass frames to block peripheral vision.

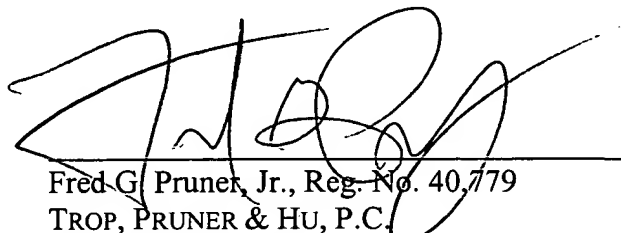
In response to the argument that Grindle teaches away from its combination with Oviatt, the Examiner states that one of the § 103 references is a "primary" reference and the other § 103 reference is a "secondary" reference. However, labeling the references in this manner is irrelevant, as references cannot be combined where a reference teaches away from their combination. M.P.E.P. § 2145(X)(D)(1); *In re Grasselli*, 713 F.2d 731, 743, 218 USPQ 769, 779 (Fed. Cir. 1983). Furthermore, not only do the references teach away from their own combination, but Grindle teaches away from the claimed invention of a flexible body that blocks peripheral vision, contrary to a suggestion or motivation to combine Grindle with Oviatt to derive the claimed invention.

Thus, the § 103 rejections of claims 1-6, 8-20 and 22-44 are improper and should be reversed.

IX. CONCLUSION

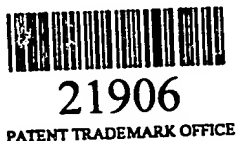
Applicant requests that each of the final rejections be reversed and that the claims subject to this appeal be allowed to issue.

Respectfully submitted,



Fred G. Pruner, Jr., Reg. No. 40,779
TROP, PRUNER & HU, P.C.
8554 Katy Freeway, Suite 100
Houston, Texas 77024-1805
713/468-8880 [Phone]
713/468-8883 [Facsimile]

Date: December 31, 2001



APPENDIX OF CLAIMS

The claims on appeal are the following:

1. An eye patch usable with eyeglass frames that comprises a bridge and a side arm, the eye patch comprising:

a flexible body to be positioned on a front of the frames to substantially block both frontal and peripheral vision of an eye;

a first fastener to attach the body to the bridge; and

a second fastener to attach the body to the side arm.

2. The eye patch of claim 1, wherein the eyeglass frames comprises a lens socket, and the body is adapted to at least partially extend over the lens socket.

3. The eye patch of claim 1, wherein the eyeglass frames holds a lens, and the body is adapted to at least partially extend over the lens.

4. The eye patch of claim 1, wherein the body is adapted to at least partially extend along the side arm.

5. The eye patch of claim 1, wherein the first fastener comprises a loop comprising a first end secured to the body and a second end adapted to extend around the bridge to releasably couple the bridge to the body.

6. The eye patch of claim 5, wherein the first fastener further comprises: a releasable connector adapted to releasably couple the side arm to the body.

7. The eye patch of claim 5, wherein
the body includes at least one slot, and
the second end comprises a pronged tab adapted to be inserted into the slot to releasably couple the second end to the body.
8. The eye patch of claim 1, wherein the second fastener comprises at least one slit formed in the body to receive the arm.
9. The eye patch of claim 1, wherein the second fastener comprises:
a loop adapted to extend around the side arm, the loop having a first end secured to the body and a second end.
10. The eye patch of claim 9, wherein the second end is adapted to releasably couple the loop to the body.
11. The eye patch of claim 9, wherein the second end is secured to the body.
12. The eye patch of claim 1, wherein the body comprises a fabric selected from a set consisting essentially of: fabric and foam.
13. The eye patch of claim 1, wherein the body comprises a pliable material.
14. The eye patch of claim 1, wherein the first fastener is adapted to attach the body to the bridge regardless of whether the eye comprises a left eye or a right eye.
15. The eye patch of claim 1, wherein the second fastener is adapted to attach the body to the arm regardless of whether the eye comprises a left eye or a right eye.

16. An assembly comprising:
- eyeglass frames comprising a bridge and a side arm; and
- an eye patch comprising:
- a flexible body to be positioned on a front of the frames to substantially block both frontal and peripheral vision of an eye;
- a first fastener to attach the body to the bridge of the eyeglass frames; and
- a second fastener to attach the body to the arm of the eyeglass frames.
17. The assembly of claim 16, wherein
- the eyeglass frames comprises a lens socket, and
- the body is adapted to at least partially extend over the lens socket.
18. The assembly of claim 16, wherein
- the body is adapted to at least partially extend along the side arm.
19. The assembly of claim 16, wherein the first fastener comprises a loop comprising a first end secured to the body and a second end adapted to extend around the bridge to releasably couple the bridge to the body.
20. The assembly of claim 19, wherein the first fastener further comprises:
- a releasable connector adapted to releasably couple the side arm to the body.

21. The assembly of claim 19, wherein
the body includes at least one slot, and
the second end comprises a pronged tab adapted to be inserted into the slot to releasably couple the second end to the body.
22. The assembly of claim 16, wherein the second fastener comprises at least one slot formed in the body to receive the side arm.
23. The assembly of claim 16, wherein the second fastener comprises:
a loop adapted to extend around the side arm, the loop having a first end secured to the body and a second end.
24. The assembly of claim 23, wherein the second end is adapted to releasably couple the loop to the body.
25. The assembly of claim 23, wherein the second end is secured to the body.
26. The assembly of claim 16, wherein the body comprises a fabric selected from a set consisting essentially of: fabric and foam.
27. The assembly of claim 16, wherein the body comprises a fabric selected from a pliable material.
28. The assembly claim 16, wherein the first fastener is adapted to attach the body to the bridge regardless of whether the eye comprises a left eye or a right eye.
29. The assembly of claim 16, wherein the second fastener is adapted to attach the body to the side arm regardless of whether the eye comprises a left eye or a right eye.

30. An eye patch usable with eyeglass frames, comprising:
a flexible body to be fastened to at least partially cover a front of the eyeglass frames to substantially block both frontal and peripheral vision of an eye; and
at least one fastener to secure the flexible body to the frames.
31. The eye patch of claim 30, wherein
the eyeglass frames comprises a lens socket, and
the body is adapted to at least partially extend over the lens socket.
32. The eye patch of claim 30, wherein
the body is adapted to at least partially extend along a side arm of the frames.
33. The eye patch of claim 30, wherein
the eyeglass frames comprise a side arm and a bridge, and
at least one fastener comprises:
a first fastener to attach the eye patch to the bridge; and
a second fastener to attach the eye patch to the side arm.
34. An assembly comprising:
eyeglass frames; and
an eye patch comprising:
a flexible body to be fastened to at least partially cover a front of the eyeglass frames to substantially block both frontal and peripheral vision of an eye; and
at least one fastener to secure the flexible body to the frames.

35. The assembly of claim 34, wherein
the eyeglass frames comprises a lens socket, and
the body is adapted to at least partially extend over the lens socket.
36. The assembly of claim 34, wherein
the eyeglass frames holds a lens, and
the body is adapted to at least partially extend over the lens.
37. The assembly of claim 34, wherein
the body is adapted to at least partially extend along a side arm of the frames.
38. The assembly of claim 34, wherein
the eyeglass frames comprise a side arm and a bridge, and
said at least one fastener comprises:
a first fastener to attach the eye patch to the bridge; and
a second fastener to attach the eye patch to the side arm.
39. An eye patch usable with eyeglass frames that comprises a bridge, the eye patch
comprising:
a flexible body to be positioned on a front of the frames to substantially block both
frontal and peripheral vision of an eye; and
a fastener extending from the body to attach the body to the bridge.
40. The eye patch of claim 39, wherein
the body is adapted to at least partially extend along a side arm of the frames.

41. The eye patch of claim 39, wherein the flexible body is not positioned on a rear of the frames.

42. The eye patch of claim 39, wherein the fastener comprises a tab separate from the body to secure the body of the bridge of the frame.

43. The eye patch of claim 39, wherein the fastener comprises a loop comprising a first end secured to the body and a second end adapted to extend around the bridge to releasably couple the bridge to the body.

44. The eye patch of claim 39, wherein the fastener comprises a releasable connector adapted to releasably couple the bridge to the body.

45. The eye patch of claim 39, wherein
the body includes at least one slot, and
the second end comprises a pronged tab adapted to be inserted into the slot to releasably couple the second end to the body.